

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------------------------|---|----------------------|----------------------------|
| In Re Patent Application of: | : | | |
| Futoshi Tanigawa et al. | : | | |
| | : | | |
| Conf. No.: | 2369 | Group Art Unit: | 1745 |
| | : | | |
| Appln. No.: | 10/081,087 | Examiner: | Dah Wei Yuan |
| | : | | |
| Filing Date: | February 22, 2002 | Attorney Docket No.: | 10059-406US (P27064-01) |
| | : | | |
| Title: | POSITIVE ELECTRODE ACTIVE MATERIAL FOR ALKALINE STORAGE BATTERY, POSITIVE ELECTRODE USING THE SAME AND METHOD OF PRODUCING THE SAME | | |

NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated January 18, 2006, Paper No. 01102006, of the Primary Examiner finally rejecting claims 1-4 and 6-8.

The item(s) checked below are appropriate:

| | |
|-------------------------------------|--|
| <input type="checkbox"/> | A Petition for Extension of Time with extension fee for &@ month(s) to &@ to respond to the final rejection was filed on &@. |
| <input type="checkbox"/> | A Petition for Extension of Time for &@ month(s) to file the Notice of Appeal and the requisite extension fee in the amount of \$ &@ are enclosed. |
| <input checked="" type="checkbox"/> | Notice of Appeal fee is enclosed (if applicable) |
| <input type="checkbox"/> | \$250.00 - Small Entity has been previously established in this case. |
| <input checked="" type="checkbox"/> | \$500.00. |
| <input type="checkbox"/> | Not required (fee paid in prior appeal). |
| <input checked="" type="checkbox"/> | Pre-Appeal Brief Request for Review |
| <input type="checkbox"/> | An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed. |
| <input type="checkbox"/> | \$500.00 – Small Entity has been previously established in this case. |
| <input type="checkbox"/> | \$1,000.00. |

| | |
|-------------------------------------|--|
| <input type="checkbox"/> | Our firm's check in the amount of \$ _____ is enclosed. |
| <input checked="" type="checkbox"/> | The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210059.0406) as noted below. A duplicate copy of this notice is enclosed. |
| | <input checked="" type="checkbox"/> Notice of Appeal fee in the amount of \$500.00. |
| | <input checked="" type="checkbox"/> Any deficiencies or overpayments in the above-calculated fee. |

Respectfully submitted,

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April 11, 2006
(Date)

By:

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